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| TRANSMITTAL FORM | | Application Number | |
|--|--|--|--|
| (to be used for all correspondence after initial filing) | | 10/797,176 | |
| | | Filing Date | |
| | | 10 March 2004 | |
| | | First Named Inventor | |
| | | Bindu Rama Rao | |
| Group Art Unit | | 2681 | |
| Examiner Name | | Unassigned | |
| Attorney Docket Number | | 14910US02 | |
| Total Number of Pages in This Submission | | 5 | |
| ENCLOSURES (check all that apply) | | | |
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> PTO 1449/08A with 47 US, 4 Foreign, 5 Other Art references <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) (sheets) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD Number of CD(s) _____ | |
| Remarks | | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return-Receipt Postcard <input type="checkbox"/> Other Enclosure(s) (please identify below): | |



PATENT
Attorney Docket No. 14910US02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Bindu Rama Rao

Serial No.: 10/797,176

Filed: 10 March 2004

For: ELECTRONIC DEVICE NETWORK
EMPLOYING PROVISIONING
TECHNIQUES TO UPDATE FIRMWARE
AND/OR SOFTWARE IN ELECTRONIC
DEVICES

Examiner: Unassigned

Group Art Unit: 2681

CERTIFICATE OF MAILING

I hereby certify that this correspondence is
being deposited with the United States
Postal Service as first-class mail, postage
prepaid, in an envelope addressed to: Mail
Stop Amendment, Commissioner for
Patents, P.O. Box 1450, Alexandria, VA
22313-1450 on 10 November 2004.

Fredrick T. French, III
Reg. No. 52,524

**TRANSMITTAL OF
INFORMATION DISCLOSURE STATEMENT
AFTER APPLICATION FILING DATE**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

ENCLOSURES

Enclosed are the following:

- * A two-page, completed PTO form 1449.
- * The enclosed PTO form 1449 lists 47 references not previously provided to or by the PTO in this application. Copies of the four foreign references listed thereon are enclosed herewith.
- * Each of the five "other art" references are listed in the enclosed form 1449. Copies are

enclosed herewith.

FEE DETERMINATION

- * No fee is believed to be due because:
 - * This statement and enclosures are being filed three months or less after the application was filed.
 - * The applicant(s) believe(s) that this statement and enclosures are being filed before the first Office action on the merits has been mailed by the PTO. The basis of this belief is that no Office action on the merits appears to have been received by the undersigned to date.

FEE PAYMENT

The following arrangements have been made to pay the fees calculated above:

- * No fee is believed to be due.

The Commissioner is hereby authorized to charge any additional fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

REMARKS

The Applicants neither agree nor disagree with the following notations that accompanied the references listed below in a prior art search performed by Augustine Associates, Ltd., 2981 Fox Tail Court, Woodbridge, VA 22192, dated April 22, 2003:

| | |
|--------------|--|
| 2003/0061384 | "para (0015)" |
| 2003/0037075 | "para (0166)" |
| 2003/0033599 | "wireless software download, see (0039)" |
| 2002/0157090 | "update software, Claim 17" |
| 2002/0152005 | "wireless link upgrade" |
| 2002/0131404 | "can be used with games (0004)" |
| 2002/0116261 | "update software (0058)" |
| 2001/0029178 | "Claim 1, upgrade" |
| 6,438,585 | "mobile link" |
| 6,279,153 | "ROM update on wireless link abstract (170 page patent – front page and claims only provided here)" |
| 6,198,946 | "wireless upgrade" |

| | |
|-----------|--|
| 6,163,274 | "real-time update" |
| 6,126,327 | "flash update (265 page patent – front page and claims only provided here)" |
| 5,790,974 | "'perceptual' software agent that updates stored entries" |
| 5,261,055 | "wireless upgrade" |
| 5,598,534 | "PDA link system" |
| 5,666,293 | "loaded into non-volatile[sic] memory. Claims 2 and 3, game system" |

REQUEST FOR CONSIDERATION

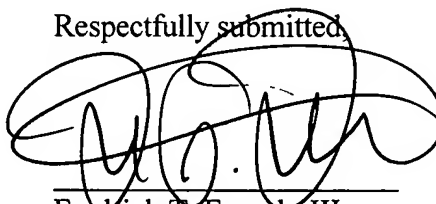
This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above.

This submission is in no way intended as an admission that the cited references constitute prior art under any subsection of 35 U.S.C. § 102. Applicants expressly retain the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

The Examiner is requested to initial a copy of the enclosed PTO-1449 and return to the applicants to indicate consideration of the enclosed references.

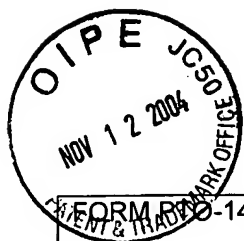
Dated: 10 November 2004

Respectfully submitted,



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|---|--|------------------------------|------------------------|
| FORM 1449 | | SERIAL NO. 10/797,176 | CASE NO. 14910US02 |
| LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT | | FILING DATE 10 March 2004 | GROUP ART UNIT 2681 |
| Page 1 of 2 | | APPLICANT(S): Bindu Rama Rao | |

| REFERENCE DESIGNATION | | U.S. PATENT DOCUMENTS | | | | |
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| EXAMINER | DATE CONSIDERED |
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Rev. Dec.-99

J:\Open\ftf\1917-BITFONE CORP\14910US02 101USMD39U1) ELECTRONIC DEVICE NETWORK FACILITATING INTERACTION BETWEEN A GENERIC INTELLIGENT RESPONSIVE AGENT AND a SERVICE BROKER SERVER Non-Prov. Appl\14910US02 Form 1449.doc

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|---|------------------------------|------------------------|
| FORM PTO-1449 | SERIAL NO. 10/797,176 | CASE NO. 14910US02 |
| LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT | FILING DATE 10 March 2004 | GROUP ART UNIT 2681 |
| Page 2 of 2 | APPLICANT(S): Bindu Rama Rao | |

REFERENCE DESIGNATION

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Rev. Feb.-97

J:\Open\ftf\1917-BITFONE CORP\14910US02 101USMD39U1) ELECTRONIC DEVICE NETWORK FACILITATING INTERACTION BETWEEN A GENERIC INTELLIGENT RESPONSIVE AGENT AND a SERVICE BROKER SERVER Non-Prov. Appl\14910US02 Form 1449.doc